



2301 DALTON INDUSTRIAL COURT  
DALTON, GEORGIA 30721

Patricia G. Mc Nutt, Clerk,  
United States District Court  
for Eastern District TN  
900 Georgia Ave.  
Chattanooga, TN 37402

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3740232259

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA

2011 NOV -3 P 1:25

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, ) BY \_\_\_\_\_ DEPT. CLC...  
 )  
 v. ) No. 1:06-CR-75-001  
 )  
 MATTHEW BROCK, )  
 )  
 Defendant, )  
 )  
 and )  
 )  
 ECMH, LLC, )  
 d/b/a Clayton Miller, )  
 )  
 Garnishee. )

**AFFIDAVIT AND  
ANSWER OF THE GARNISHEE (EMPLOYER)**

Comes the undersigned Affiant, who after being duly sworn, states:

1. The Garnishee is a: (choose one)

proprietorship,  partnership,  individual,

corporation  limited liability company (LLC)

other business entity known as \_\_\_\_\_

organized under the laws of \_\_\_\_\_ (state).

2. The Writ of Garnishment was served by the United States Marshal on October,  
2011.

3. Does the Garnishee have custody, control or possession of property (including nonexempt,  
disposal earnings) in which the debtor has a substantial nonexempt interest?

Yes  No

4. If so, please describe such property and provide the value of such interest:

5. If there are superior (earlier) garnishments on the property, please describe each garnishment and the extent to which any remaining property is not exempt:

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6. a. The social security number and name of the Judgment Debtor ("Employee") is:

Name: Matthew Brock SSN: (last 4 digits) 3127

b. The pay period of this employee is:

weekly  bi-weekly  semi-monthly  monthly

other: \_\_\_\_\_

c. The date that present pay period began was: 7/28/11.  
(Present means the pay period in which this Writ of Garnishment was received/served).

d. The date that the present pay period ends is: 11/4/11.

e. The Employee's wages consist of:

hourly wages at the rate of \$\_\_\_\_\_ per hour,  
scheduled at \_\_\_\_\_ hours per pay period

salary at the rate of \$961.54 per pay period

commission at the rate of \$.07% per 1st million in sales  
.10% per 2nd million in sales

other: \_\_\_\_\_

f. Enter net amount of wages, calculated as:

i. Gross Earnings \$ 961.54/wk.

ii. Less amounts required by law to be withheld:

Federal Income Tax \$ 105.20

Federal Social Security Tax	\$ <u>54.32</u>
State Income Tax (if any)	\$ <u>49.25</u>
Local Income Tax (if any)	\$ _____
Occupational Tax (if any)	\$ _____
Ordered Child Support (if any)	\$ _____
iii. TOTAL DEDUCTIONS:	\$ <u>208.77</u>
g. Disposable earnings (net wages) (Line i less Line iii)	\$ <u>752.77</u>
h. No funds are due employee because _____ _____.	

7. The Garnishee has custody, control or possession of the following property (non-earnings), in which the Debtor maintains an interest, as described below:

<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Debtor's Interest in Property</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

8. Garnishee anticipates owing to the judgment-debtor in the future, the following amounts:

<u>Amount</u>	<u>Estimate date or Period Due</u>
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____

9. Check the applicable line below if you deny that you hold property subject to this order of garnishment.

The Garnishee makes the following claim of exemption on the part of Defendant:

The Garnishee has the following objections, defenses, or set-offs to Plaintiff's right to apply Garnishee's indebtedness to Defendant upon Plaintiff's claim:

As of the receipt of the Writ and as of the date of this Answer, the Garnishee was/is in no manner and upon no account indebted or under liability to the Defendant and the Garnishee did/does not have in its possession or control any property belonging to the Defendant, or in which the Garnishee had/has an interest; and was/is in no manner liable as Garnishee in this action.

10. Original of this answer has been mailed to:

Patricia L. McNutt, Clerk  
United States District Court  
for the Eastern District of TN  
900 Georgia Avenue  
Chattanooga, TN 37402

11. Copies of this answer have been mailed to:

Matthew Brock  
802 Katlau Drive  
Dalton, GA 30720

and to:

Suzanne H. Bauknight  
Assistant United States Attorney  
800 Market Street, Suite 211  
Knoxville, TN 37902

  
\_\_\_\_\_  
Affiant  
  
\_\_\_\_\_  
Position/Title

STATE OF Georgia  
COUNTY OF Whitfield

Subscribed and sworn to before me

this 1st day of November, 20 11.  
Notary Public, Georgia, State at Large

My commission expires: My Commission Expires Jan. 12, '14

  
\_\_\_\_\_  
Brian L. Ketterson  
Notary Public